

REMARKS

In the Office Action, claim 1 is provisionally rejected on the grounds of nonstatutory obviousness-type double patenting as being unpatentable over claim 1 of co-pending U.S. Patent Application Serial No. 10/566,377. Claim 1 is further rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,757,533 to Lampela et al. (“Lampela”). Additionally, certified copies of the foreign applications upon which priority is claimed is requested, and the drawings and the specification are objected to for non-compliance with various patent rules.

In this response, a substitute specification and replacement drawing sheets are provided. Claim 1 has been cancelled without prejudice or disclaimer of the subject matter recited therein. Claims 2-34 were previously cancelled. New claims 35-61 have been added. Claims 35-61 will be pending upon entry of this amendment. No new matter has been added.

Reconsideration of the application in view of the above amendments and following remarks is respectfully requested.

Priority Documents:

The Examiner has acknowledged Applicant’s claim for foreign priority, however, notes that certified copies of the German patent applications upon which priority is claimed have not been received. Applicant respectfully submits that the present application is the National Stage Entry of PCT/DE2004/001663, and thus the certified copies of the foreign applications from which the application claims priority should be provided by the International Bureau of WIPO. Withdrawal of the request for certified documents is respectfully requested.

Objection to the Drawings:

The drawings are objected to because the labels are unreadable or unclear. Specifically, the Examiner notes that Figures 2a-7a, 12, and 17-22 have labels that are unreadable or unclear. As noted above, Applicant has attached replacement drawing sheets including new Figures 2a-7a, 12,

and 17-22. No new matter has been added. Withdrawal of the objection to the drawings is respectfully requested.

Objection to the Specification:

The specification is objected to for having various informalities. Specifically, the Examiner notes that the title is not descriptive, the specification does not have an abstract, and various other formality problems under 37 C.F.R. §1.72(a). As noted above, Applicant has amended the title and the abstract to address these objections. Further, Applicant has attached a substitute specification in response to the objections and to better conform the application to U.S. practice. No new matter has been added. Withdrawal of the objections to the specification is respectfully requested.

Double Patenting Rejection:

Claim 1 is provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 1 of copending Application No. 10/566,377. As noted above, claim 1 has been cancelled, rendering the rejection moot.

Withdrawal of the provisional rejection to claim 1 on the ground of nonstatutory obviousness-type double patenting is respectfully requested.

Rejection to Claim 1 under 35 U.S.C. §102(e):

Claim 1 is rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,757,533 to Lampela et al. ("Lampela") As noted above, claim 1 has been cancelled, rendering the objection moot. Withdrawal of the rejection to claim 1 under 35 U.S.C. §103(a) based on Lampela and Kung is respectfully requested.

New Claims:

New claims 35-61 have been added. Support for the claims can be found in the originally filed disclosure. Independent claim 35 recites "processing at least one fee-based

transaction associated with at least one of the communication context and the transmission of additional information,” and independent claim 56 recites “a processor unit for processing a clearance indicating whether the user station is enabled for at least one of receiving and transmitting data.” It is respectfully submitted that the cited references, alone or in combination, do not suggest or teach at least these features of the new independent claims 35 and 56. Further, independent claims 49 and 60 includes limitations similar to the above features recited in independent claim 34, and independent claim 61 recites features similar to the above described features included in independent claim 56. Accordingly, it is respectfully submitted that claims 35-61 are patentable over the cite references and are in condition for allowance.

Application No. 10/566,378
Amendment dated August 14, 2008
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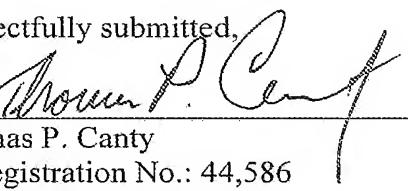
Docket No.: 20810/0204941-US0

CONCLUSION

In view of the above amendment and remarks, Applicant believes the pending application is in condition for allowance.

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Respectfully submitted,

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